IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

TUESDAY, THE 30TH OCTOBER 2007 / 8TH KARTHIKA 1929

WP(C).No. 28733 of 2007(U)

PETITIONER:

ESWARI AMMA,
W/O. LATE KESAVA PILLAI, AGED 78 YEARS,
PRASANNALAYAM, PAZHAVEEDU,ALAPPUZHA.

BY ADV. SRI.VISHNU.R.

RESPONDENTS:
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1. **GOPINATHAN,S/O. LATE KESAVA PILLAI,**
   AGED 54 YEARS,
   PRASANNALAYAM,PAZHAVEEDU, ALAPPUZHA.

2. **SUPERINTENDENT OF POLICE,**
   ALAPPUZHA.

3. **KERALA STATE, REPRESENTED BY THE**
   PUBLIC PROSECUTOR, HIGH COURT OF KERALA
   ERNAKULAM.

BY GOVT. PLEADER SRI. SALIM.P.A.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30/10/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.28733/2007:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE TAX RECEIPT ISSUED TO PETITIONER DTD. 11/10/87.

EXT.P.2: COPY OF THE PAGE 1 OF PROPERTY TAX PASS BOOK OF ALLEPPEY MUNICIPALITY ISSUED TO PETITIONER OF NIL DATE.

EXT.P.3: COPY OF THE PAGE 2 OF PROPERTY TAX PASS BOOK OF ALLEPPEY MUNICIPALITY ISSUED TO PETITIONER OF NIL DATE.

EXT.P.4: COPY OF THE PETITION DTD. 11/06/03 SUBMITTED TO THE DY. S.P. ALAPPUZHA BY PETITIONER.

EXT.P.5: COPY OF THE COMPLAINT DTD. 18/09/2007 SUBMITTED BEFORE R.2. BY PETITIONER.

RESPONDENT'S EXHIBITS: **NIL.**

//TRUE COPY//

prv.

K.BALAKRISHNAN NAIR &

T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C) NO. 28733 OF 2007-U

Dated 30th October, 2007.

JUDGMENT

Balakrishnan Nair, J.

The petitioner has approached this Court, seeking police protection, in view of the threat to her life from the 1st respondent, who is her son. They are residing together in a building, which is owned by the petitioner, it is submitted. The 1st respondent is trying to throw her out and reduce to his possession the entire building. To drive her out, the said respondent is physically and mentally harassing her. Therefore, the petitioner has filed Ext.P5 representation before the 2nd respondent District Superintendent of Police and thereafter, this writ petition is filed, seeking protection to her life and property.

2. The learned Government Pleader, upon instructions, submitted that the dispute involved in this case is a property dispute between the mother and son. The police tried to settle the dispute. It is also submitted that there is no threat to the life of the petitioner.

3. If the 1st respondent is trying to physically harass the petitioner,

she may bring it to the notice of the Sub Inspector of Police concerned. In that event, the said officer will look into the same and take appropriate action in accordance with law.

The Writ Petition is disposed of as above.

K.BALAKRISHNAN NAIR, JUDGE.

T.R.RAMACHANDRAN NAIR, JUDGE.

Nm/